

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ARLINE BROWN, as Administratrix of Estate of KEVIN  
BROWN, Deceased,

**AFFIDAVIT OF SERVICE**

08 CIV 5088 (KMK)

Plaintiff,

-against-

CITY OF NEWBURGH, THE CITY OF NEWBURGH  
POLICE DEPARTMENT, ERIC PAOLILLI, Individually and in  
his official capacity as the Chief of Police and a police officer  
employed by the City of Newburgh Police Department by the  
City of Newburgh, ERIK ELTZ, Individually and in his official  
capacity as a police officer employed in the City of Newburgh  
Police Department by the City of Newburgh, FRANK  
LABRADA, Individually and in his official capacity as a police  
officer employed in the city of Newburgh Police Department by  
the City of Newburgh, DONALD CAMPBELL, Individually  
and in his official capacity as a police officer employed in the  
City of Newburgh Police Department by the City of Newburgh,  
WILLIAM ROSE, Individually and in his official capacity as a  
police officer employed in the City of Newburgh Police  
Department by the City of Newburgh, and PAUL WEBER,  
Individually and in his official capacity as a police officer  
employed in the City of Newburgh Police Department by the  
City of Newburgh,

Defendants.

-----X  
STATE OF NEW YORK                    )  
  ) ss.:  
COUNTY OF DUTCHESS                )

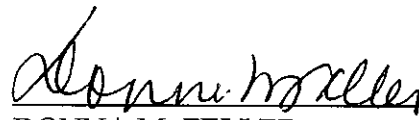
DONNA M. FELLER, being duly sworn, deposes and says:

I am a Secretary with the law office of McCabe & Mack LLP, attorneys for respondents  
and am over 18 years of age.

On the 3<sup>rd</sup> day of September, 2008 I served a copy of the attached **ANSWER** upon the following parties whose name is hereinafter set forth by depositing a true copy of same in a securely enclosed wrapper, at the postal box located on Mansion Street in Poughkeepsie, New York, which box is under the exclusive custody and care of the United States Post Office, which copies are directed to said parties at the addresses set after their respective names, that being the address within the State designated by them for that purpose, to wit:

Name and address of Parties

James Fedorchak, Esq.  
Gellert & Klein, P.C.  
75 Washington Street  
Poughkeepsie, NY 12601

  
DONNA M. FELLER

Sworn to before me this  
3<sup>rd</sup> day of September, 2008.

  
Notary Public

LOUISE A. PEZANOWSKI  
Notary Public, State of New York  
No. 4837382  
Qualified in Dutchess County  
Commission Expires Aug. 31, 2009